FOR MYSORE STATE

PUBLIC WORKS (1953) Department.

MS. SERIES.

G.O. NO. 4426

Dated 26th November 1953.

close
file
here

[Despatch Abstract.]

AVENUES - South Kanara District - Sale Proceeds for 1946-47 to 1951-52 in respect of avenue trees on Mangalore - Mercara Road etc.- Refund of amount realised by Panchayat Board, Puttur - Orders.

Puttur Panchayat, Puttur,
Dated 5.2.53.

ROC.863/52.

ADDL. ASST. SECRETARY TO GOVT. PUBLIC WORKS DEPARTMENT 16 APR 1953

From
Sri.M.Somanath,B.A.,
Executive Officer,
Puttur Panchayat, Puttur.

To
The Secretary Local Administration Department,
Government Of Madras.

Through
The President, Puttur Panchayat,
South Kanara District,

AND

The District Panchayat Officer, S.K.Mangalore.
The Inspector of Municipal Councils and Local Boards,
Madras.

Sir,

Sub: Avenues - On the Highway road - running within the jurisdiction of Puttur Panchayat of South Kanara District - Sale proceeds of Rs.1202.4.0 from 1946 to 52. - Refund - requested.

Ref: 1) R.O.C.No.3243-52 dated 11.9.52 from the Superintending Engineer Highways IV Circle, Coimbatore.
2) Inspector of District Boards circular D.Dis.58847/50 K2 - dated 31.12.52 from the Inspector of Municipal Councils and Local Boards, Madras.

I beg to submit that the avenue trees standing on the Mangalore Mercara, Uppinangady road of Highways Department situated within the jurisdiction of the Panchayat of a total distance of 3 miles, 2 furlongs along with the District Board Darbe, Subramania road of a distance of 3 furlongs stood vested with this Panchayat as per Ref. C.No.4921/A5.37 dated 30.6.37 of the President South Kanara District Board and as per its resolution No.29 dated 30.5.27. This Panchayat had therefore conducted the sale and had leased the usufructs and clippings of the avenue trees standing on the above roads and has realized a sum of Rs.1202-4-0 commencing from the year 1946 and ending with 1952. The Superintending Engineer Highways in his reference cited above has stated that the avenues are state authority under which the sale was done. He has also stated that a sum of Rs. 1202-4-0 the sale proceeds should also be refunded to the credit of the Highways Department. In reply it was stated that the Board was authorised to do the sale as under the order of the District Board cited above and that unless and until the above was superceded the Board was justified and is justified in conducting the sale. He was therefore requested to inform the Board of the supercession of the earlier order by the Competent authority and was also requested to waive the claim as it would not be fair and legal to ask the refund of the sum relating to previous years. The Highway Department has already conducted the sale of the avenues standing on the Mangalore, Mercara and Uppinangady road for the ~~without~~ year 1953 of a distance of 3 miles, 2 furlongs for a sum of Rs.65/- without cancelling the earlier orders. The Superintending Engineer is now pressing for the refund. In this connection I beg to submit that I understand that in the Municipal areas the concerned Municipalities are given control over the avenue trees standing on Highway road situated within their area and are also allowed to ~~xxxx~~ conduct the sale and utilize the income, probably on the ground that they are attending to all the Civic needs such as sweeping the roads, maintaining street lights and conserving the drains etc. ~~xx also rendering similar~~. The Puttur Panchayat being the second Major Panchayat of the District is also rendering similar service at a heavy cost and it is therefore but fair that the Board should be permitted to ~~x~~ auction the usufructs and clipping of avenue trees standing on the Highway road and to utilize the revenue derived therefrom.

2. In addition I beg also to submit that the Inspector of Local Boards in his circular No. cited above has fixed a target for planting the avenue trees at the rate of 125 during the national tree planting week a total of 500 trees at the close of the year ending with 1956

and the milage of road under the Board being only 4.3. by the side of within there are no road margin it may therefore be not possible to plant trees and to achieve the target unless the road margins of Highways road portions lying within the area of the Panchayat is transfered as part and parcel of grow more food campaign vesting the proprietorship of the avenues with the Board in so far as the income and maintenance is concerned.

3/ While submitting herewith the resolution of the Panchayat I beg to submit for favourx of orders waiving the claim of the Superintending Engineer and also to permit the Board to conduct the sale in future of usufructs and clippings of the avenue trees standing on the Highway road situated within the jurisdiction of the Panchayat free of charge under the circumstances stated above and as requested in the resolution enclosed.

Executive Officer. 5-2-53
Puttur Panchayat, Puttur.

OFFICE OF THE INSPECTOR OF MUNICIPAL COUNCILS AND LOCAL BOARDS
13 FEB 1953

Copy to the Superintending Engineer Highways, IV Circle, Coimbatore with resolution.

Forwarded.

President.

ECL/5/2.

Compd,

Appendix.

Extract from the proceedings of the orindary meeting ~~meeting~~ of the members of the Puttur Panchayat Board held in the Panchayat Board Office on 30.1.1953 at 5 P.M.

xx xx xx xx

255. Letter Roc.3243/52A4 dated 8.12.52 of the superintending ~~Engineer~~ Engineer, IV. Circle Coimbatore requesting to credit the sale proceeds from 46-47 to 51-52 in respect of the avenues standing on the Mangalore Mercara Road which was taken by Government from the District Board South Kanara in 1946-47 together with office-note requesting to consider the matter.

Resolution:-The Board resolves to address the Government to waive the claim as the Board maintains the roads and the drains in a Sanitary condition at a heavey cost . The Board also requests the Government to retransfer the avenue trees and the benefit of the sale of the usufructs also back to the Board.

xx xx xx xx

Sd.M.Sadashiva Rao, President
and 3 other members.

/True extract/

Executive Officer. 5-2-53

SRR/5.2.

Compd:

Y.Dis 241/53. 3

Submitted to the Secretary, L.A. Dept., Govt. of Madras through the Inspector of Municipal Councils and local Boards, Madras.

Dt. 12.2.53

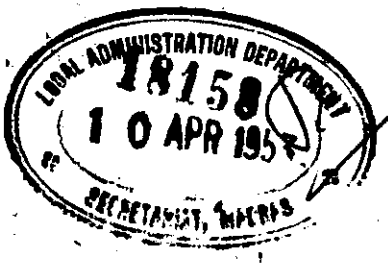
Under the circumstances explained in the letter from the Public Officer, Puttur Panchayat Orders suspending the claims of the Superintending Engineer and also to permit the Board to conduct the sale of unserviceable and clippings of the avenue trees standing on the Highway road situated within the jurisdiction of the Panchayat free of charge may kindly be issued.

for District Panchayat Officer
Dt. 14/2/53 S.K.

4

36090

16/4/53



Offices of the Inspectn Of Municipal Councils and Local Boards Madras.

N. Dis. 10559/53. Dated 4.4.53

Forwarded.

Receiving

Forwarded in copy

LAD (F)

M.C. 2/4/53

PWD No. 15453

15453

15453

To The Engineer-in-Chief L-A dept.

LA No 16158/53-1F 16.4.53

P.W.(A-3)

Memo No. 36090 A/53-2 dt 6-5-1953

Sub: Avenues - S. Kanara Dt. - Sale Proceeds for WF 1946-47 to 1951-52 in respect of avenue trees on Mangalore - Kasaragod Road - Waiver of refund to Highway Deptt.

Ref: 1. From the Exe. Officer, Puttur Pan. Board: Letter No. Roe 863/52 dt 5/2/53

2. From the Inspector of Ml. Councils and Ul. Bds: No. N. Dis 10559/53 dt 4/4/53

Copies of the references cited are forwarded to the C.E(H) for remarks. He is also requested to report the circumstances in which the Highways Deptt did not take any action to conduct the sale of the usufruct of the avenue trees on the Govt road within the Panchayat area from the periods from 1946-47 to 1951-52

27/4/53
Kow
27/4/53

To the CE (H)
(with a copy of pp 1-3 and 4 ch as edited)

Note

Under the existing orders a Pan Board cannot lease the usufructs of the avenue trees on Govt roads in its area and appropriate the income. It has, however, been permitted to take on lease usufructs of the avenue trees on the Govt. roads within its area provided it pays the average rental of the preceding five years.

The draft memo ~~as~~ submitted above is for approval. L.A may see before issue.

27/4/53

P.W-No. 36090/53-1 Kow

Ref: No. 2598 Pan dt 19/7/48 Chief(E)
No. 3835 Pan dt 20/9/51

LOCAL ADMINISTRATION DEPARTMENT
21765
29 APR 1953
SECRETARIAT

LA&D(F)

May: he perused and returned to PWD.

30/4/53

LA/3574/53

5/5/53

PW(B)

Lr.No.a/1785/53/1

1.5.53

PW(B-3)

357

May since

4/5/53

Kvm

4-5-53

5/5/53

5-5-53

P.W.(A-3)

37/1

4/37

Memo No. 36090 A/53-3 dt. 1-7-1953

Sub: Avenues - South Kanara Dt. - Sale proceeds for 1946-47 to 1951-52 in respect of avenue trees on Mangalore-Kereara Road - Waiver of refund to Highways Dept. -

Ref: Govt. Memo No. 36090 A/53-2 PWD 6/5/53

=

The CE(H) is requested to expedite his reply to the Govt. memo cited.

Sd/-
1-7-53

Sd/-
4757
29/6/53

To the CE(H) for Kind
1.7.53

Highways Department.

From
Sri K.K.Nambiar, B.E.,M.I.E.,(Ind),
F.Inst.H.E.(Eng),M.I.Mun.E.(Eng),
M.Am.Soc.C.E.,M.R.San.I.,
Chief Engineer (Highways),
Chepauk, Madras-5.

To
The Secretary to Government,
Public Works Department,
Fort St. George,
Madras.

ASSISTANT SECRETARY TO GOVERNMENT
15 JUL 1953
PUBLIC WORKS DEPARTMENT
64358

Letter No. 27230-D1/53-3 dated 11.7.53.

Sir,

Sub: Avenues-South Kanara District-Sale proceeds for 46-47 to 51-52 in respect of avenue trees Mangalore Moreara Road.-Waiver of refund of amount Report.
Ref: Govt.P.W.D.Memo No.36090-A1-53-2 dated 6.5.53.

The avenue trees which are on the Government road (Mangalore Moreara Upinangady road) were leased out by the Puttur Panchayat and the income thereon from the year 1946 to 1952 was appropriated to Panchayat Board accounts and the net realisation for 6 years being Rs. 1202-4-0 as detailed below:-

Year	Amount realised towards sale of usufructs.	Towards sale of Clippings.
1946--47	Rs. 156-13-0	
1947-48	Rs. 202-2-0	
1948-49	Rs.191- 7-0	Rs. 0-8-0
1949-50	Rs. 131-4-0	Rs. 3-8-0
1950-51	Rs. 208-0-0	Rs.24-0-0
1951-52	Rs. 245-14-0	Rs.38-12-0
Total:	Rs. 1135-8-0 +	Rs.66-12-0

= 1202-4-0

The trees on this road belong to Government from the date of formation of this department i.e. 1946 and the amount realised by the sale of usufructs etc. are the legitimate revenue due to Government. When the road was taken over from the District Board to the Government in 1946 the sale of usufructs of trees on the road margin ought to have been conducted by the Divisional Engineer and the amount thus realised credited to Government and this was not done by him due to some misapprehension. This irregularity was objected to by the Superintending Engineer in July 1952 in some other connection and action is being taken separately against the persons who defaulted. From 1952-53 onwards the sale is done by this department and the amount credited to Government.

As regards the refund of the sale proceeds appropriated by the Panchayat Board from 1946-47 to 1951-52 Government may pass such orders as deemed fit.

for CHIEF ENGINEER(HIGHWAYS).

Rec.11/7.

1135 8 0
66 12 0
1202 4 0

1

R E M I N D E R

R.C. No.863/52A

Puttur Panchayat
dated 20.7-53.

From:- Sri.B.Chidananda Rao, B.A.B.L.,
President I/C Executive Officer,
Puttur Panchayat Office South Kanara District.

71264

To:-
The Secretary Local Administration Department,
Government of Madras.

Sir

Sub:- VENUES- or the High ways Road-running with the jurisdiction of Puttur Panchayat of South Kanara District sale proceeds of Rs.1202-4-0 from 1946 to 1952 refund of regarding. X

JR 27.7.53

Ref:- This office ROC.No.863/52 dated 5.2.53 and reminder dated 17.6.1953.

While inviting your kind attention to this office reference cited above I beg to submit that early orders may kindly be issued in the matter.

B. Chidananda Rao
President
I/C
Executive Officer.

LAD (F)

kgr/20.7.

Land 37321/53-1F
3.8.53.

1.8.53

P.W.D. no.
3.8.53

2

Pwd (A-3)

63/6-8 12

Memo No 36090 A/53-4 dt 6-8-53

Sub: Avenues - S.K.Dt - Avenue fees on Highways Road within Jurisdiction of Pulivendla Pan. Board - Sale proceeds of Rs 1202-4-0 from 1946-52 Refund regarding

Refer: From the Executive Officer, Pulivendla Panchayat: Roc. No 863/52-A dt 20/7/53.

plaint

The matter is under Consideration.

6/8/53

[main file on the subject (Cno 36090 A/52) is being put up separately with a note of this A/Ack above]

6/8/53

5781/53

To the Exe. Officer. Pulivendla Panchayat Bd S.K.Dt.

Kuw 5/8/53

clean copy of the draft put up below

13

PWD(A3)

(RO 360901/53.

Sub:- Avenues - South Kanara District - Sale proceeds for 1946-47 to 1951-52 in respect of avenue trees on Mangalore Mercara Road etc - Refund of amount realised by Panchayat Board, Puttur ~~for the year 1946-47~~ ordered - Orders.

f. 1-2 of

Read:- From the Ex. Officer, Puttur Panchayat Board, Lr. No. Roc. 863/52 & 5-2-53.

From the CE(H2), Lr. No. 27230-D1/52-3811/53

f. 4 of

Order Ms. No dated

The President, Panchayat Board, Puttur, South Kanara District is informed that the Panchayat Board should credit to Government, the actual amount realised by the Board for the year 1946-47 ~~for the year 1946-47~~ by the sale of usufructs etc of the avenue trees on the Mangalore Mercara Road and the Puttur Uppinangadi Road within the limits of the Puttur Panchayat. As regards the years 1947-48 to 1951-52, the Panchayat Board should

Mon to f. 2 of

14

Credit to Government an amount calculated on the average rental for the preceding five years or the actual amount realised, whichever is less.

The President, Panchayat Board, Puttur is also informed that the concession allowed to Municipal Councils in G.O.No. 2158 Pu dated 31.7.65 to control and develop the avenue trees on Government roads lying within their areas and also to appropriate the entire income derived therefrom, cannot be complied with.

17/8/83

Provision intimated to the P.P.B, Puttur, S.K. Dt (through L.D.O)

The C.E. (H).

Deputy M.Cs & L.Bs.

Copy to L.D.

Fro 36-9c A/53]

14
26/11.

B 15

Clean copy of d.o.f.l. at pp 1-2 on 1F

P.W.D.(A.3.)

Sub:-Avenues - South Kanara District - Sale proceeds for 1946-47 to 1951-52 in respect of avenue trees on Mangalore - Mercara Road etc. - Refund of ~~actual~~ amount realised by Panchayat Board, Puttur ~~for the year 1946-47~~ - Orders.

fr 1-2 cf
p 9 cf

Ref:-From the Ex.Officer, Puttur Panchayat Board Lr.No.Roc.863/52 dated 5-2-1953.
From the C.E.(H) Lr.No.27230-D1/53-3 dated 11-7-1953.

....

ORDER MS.NO. 4426 Dated, 26.11.53

M'on p 3n f

The President, Puttur Panchayat Board, South Kanara District is informed that the Panchayat should credit to Government, the actual amount realised for the years 1946-47 and 1947-48 by ~~the Board~~ it by the sale of usufructs etc. of the avenue trees on the Mangalore-Mercara Road and the Puttur-Uppinangudi Road within the limits of Puttur Panchayat. As regards the years 1948-49 to 1951-52 the Panchayat Board should credit to Government an amount calculated on the average rental for the preceding five years or the actual amount realised, ~~whichever is less~~ whichever is less.

M'on p 3n f
x copy at (D)
& vide H
p 2n f

2 The President, Puttur Panchayat Board is also informed that ~~his request to extend to the Panchayat Board~~ the concession allowed to Municipal Councils in G.O.No.2758 P.W., dated 31-7-48 to control and develop the avenue trees on Government roads lying within their areas and also to appropriate the entire income derived therefrom, ~~cannot be complied with~~.

16

therefrom, cannot be complied with.

S.K.
17-10-53.

To The President, Puttur
Panchayat Board,
South Kanara Dt.
The C.E.(H).
The Inspecton of Municipal
Councils and Lobal Boards.
Copy to H.E.T.L.A Dept
2 Sets

G.O.No.36090 A/53

P.W.D.(A-3)

Sub:- AVENUES - S.Kanara Dt. Sale Proceeds for 1946-47 to 1951-52 in respect of avenue trees on Mangalore Mercara Road - Waiver of refund of amount.

Ref:- From the Ex.Officer, Puttur Panchayat Bd. Lr.No.ROC.863/52 d/5-2-53.
Govt. Memo No.36090 A/53-2 P.W. d/6-5-53.
From the C.E.(H) Lr.No.27230-D1/53-3 d/11-7-1953.

Please see the references cited.

The Mangalore-Mercara Road and the Puttur-Uppinangudi Road were taken over by the Govt. from the Dt.Bd., S.Kanara with effect from the date of formation of the Highways Dept. i.e. 1-4-1946. The avenue trees on the road margins in question therefore belong to the Govt. from that date. However, due to some misapprehension, the D.E.(H) did not conduct the sale of the usufructs etc., of the avenue trees on these roads within the limits of Puttur Pahchayat for the years 1946-47 to 51-52. During this period, the Panchayat leased the usufructs and clippings of avenue trees standing on these roads and it also appropriated the income realised therefrom. The total amount actually realised by the Pt.Bd. from the lease of avenue trees referred to above amounted to Rs.1,202-4-0 as detailed below.

Year	Amount realised towards sale of usufructs. Rs.	Towards sale of Clippings. Rs.
1946-47	Rs.156-13-0	
1947-48	Rs.202-2-0	
1948-49	Rs.191-7-0	Rs.0-8-0
1949-50	Rs.131-4-0	Rs.3-8-0
1950-51	Rs.203-0-0	Rs.24-0-0
1951-52	Rs.245-14-0	Rs.38-12-0
Total	Rs.1,135-8-0	+ Rs.66-12-0

= Rs.1,202-4-0

The irregularity referred to above was found out by the S.E.(H) in July 1952 and he has asked the Puttur Pt.Bd. to refund the total amount of Rs.1,202-4-0 to the credit of the Highways Dept. The C.E.(H) has reported that from 1952-53 onwards the sale of usufructs etc., on the avenue trees

p.t.o.

in question is done by the H.Deptt. and that the amount realised is being credited to Govt.

2. In his letter pp,1-2- c.f., the Ex. Officer, Puttur Pt.Bd. has requested the Govt. to waive the refund of the income from avenues on Govt roads in as much as the Bd. is maintaining the roads and drains in a sanitary condition at heavy cost. He has also requested the Govt. to allow the Pt.Bd, as in the case of Ml.Cls, to control the avenue trees on Govt. roads within the Pt.area and to appropriate the entire income drived from these sources. In this connection the Ex.Officer has also reported. that the total mileage of roads in the Pt.area is only 4M. 3 F. of which 3M. 2 F. are Govt.-Roads. and that it will not be possible to plant 125 avenue trees every year during the National Tree planting week as required by the inspector of L.Bds. and Ml.Cls. if the road margins of the Govt. Roads lying within the Pt.area are not vested in the Pt.Bd. for control and development of avenue trees and also for appropriating the entire income realised from this source. The District Panchayat Officer has recommended the request of the Ex.Officer The Inspr. of Ml. & L.Bds. has however offered any remarks in the matter. The C.E.(H) who was consulted in the matter has stated that Govt. may pass such orders as deemed fit on the request of the Panchayat Board to waive the refund of the income realised by it from avenues as regards the irregularity referred to at 'X' on p1 above, the C.E.(H) has reported that action is being taken separately against the persons who defaulted.

3. In G.O.No.2758, P.W. d/31-7-48, the Municipal Cls. have been permitted, in partial modification of the orders in para 4 of G.O.114 L.A d/18-1-46, to control and develop the avenue trees on Govt. roads lying within their areas, and also to appropriate the entire income derived from this source. The Highways Deptt. has to sell by public auction the right to take the usufructs etc., of avenue trees on Govt. roads

K'-p9 cf

X'-p1 cf & X'-p2 cf also Y'-p2 cf

X'-p1 cf + X & Y-p2 cf

⊕ 'M'-p2 ante - paras-pp1-2 cf.

p3 cf

p4 cf

→ p5 cf

Telephone 2 nos p9 cf

K'-p9 cf

copy at (D)

(E) - Copy at (2)

H.

outside Ml.limits and the revenues derived therefrom have to be credited to the Govt. In G.O.No.2598, P.W. d/19-7-48 the A.Deptt. was, however, ~~been permitted~~ permitted for a period of three years in the first instance to lease to the Pt.Bds. concerned the right to take usufructs of avenue trees on Govt. Roads within the Pt.area based on the average rental of the previous 5 five years so as to give sufficient inducement to the Pt.Bds. to protect the avenue trees from being illicitly cut. The concession referred to above was ~~been~~ subsequently extended for a further period of 3 years ~~in G.O.No.3855, P.W. d/20-8-51~~ i.e. till the end of 1953-54 and the ~~Govt.~~ Inspector of Pt.Bds. and Local Boards was requested to issue necessary instructions to the Pts. to avail themselves of these concessions. In these present case the Pt. Bd. Puttur, has sold by public auction the right to collect the usufructs and the clippings of the avenue trees on Govt. Roads within its area and has appropriated the income therefrom. This is irregular and the Pt.Bd. has to credit to the Govt. in the ordinary course the entire income realised by it from the avenue trees on Govt. roads. But in as much as the Pt.Bds. have been allowed to take on lease the right to collect the usufruct of avenue trees on Govt. roads from 1948-49 onwards, there seems to be no strong case to ask the Pt.Bd. to credit to the Govt. the entire amount realised by it from the sale of avenue trees for the period 1946-47 to 1951-52. The Pt.Bd. may be asked to credit to the Govt. the actual amount realised by the Pt. Bd. in 1946-47. For the years 47-48 to 51-52 the Pt.Bd. may be asked to credit to Govt. amount calculated on the average rental for the proceeding five years or the actual amount realised whichever is less. The request of the Pt.Bd. to extend to it the concession allowed to Ml.Cls. in G.O.No.2753, P.W. d/31-7-48 need not be complied with as similar concessions will have to be given to other Pt.Bds. also. After orders are passed the file may be sent to ~~in far remarks if any~~.

4 | F EB

17 Fin
L.A. for remarks, if any.

6/8/53

Kuw
6.8.1953

L
1.7.8.53 35 | L
Kuw M
14.8.53
Fin

L.A/Fin

LA2(F)

This Depr. may perhaps agree to the proposals of PWD at 'M' on p3 ante. It is presumed that the right to take the usufructs of the avenue trees on the Secretary Dyke road from 1952-53 onwards ~~the lease is given~~ has been leased to the panchayat with reference to Govt. 3865 Dy. 25.8.53 dated 20.9.51. The file may be passed on to Fin.

P.25. Rs. 36090 A/53-54
d 17/8/53
B | A
1007

28.8.53

JR
19-9-53

19.8.53
Kuw
28.8.53

Fin

Fin

19.9.53

LA no 4.1007/53-1F
1-9-53

Fin.(F&P.B)

Please see the notes on PP 1- 4 above.

2 This Dept may agree to the proposal of P.W. at M on p 3 above.

5.9.53. 6.9.53

2.9.53

7/9/53

P.W.

ADDITIONAL DEPUTY SECRETARY TO GOVT.
6975
1 SEP 1953
FINANCE DEPARTMENT

81244
6/9/53
Fin Accts

No 6975 SEB4
9.9.53.

ADDL. ASST. SECY. TO GOVT.
SSF

A

F

5

PWD (A3).

Please see the notes of L.A.D. and Finance Departments on p4 ante. With reference to M on p3 ante, a draft order is submitted. L.A.D. have pronounced that from 1952-53 onwards the right to take the usufructs of the avenue trees in question has been leased to the Panchayat Boards with reference to Lr. No. 3553 Pw dated 20.9.57. It is submitted that the concessions allowed in the G.O. have to be availed of by the Panchayat Boards and that they are not intended to be given as a matter of course. There is therefore no information in this department as to whether the lease has been given to the Panchayat Board from 1952-53. No action seems therefore necessary in this regard. L.A.D may however see before me.

15/10/53

17/10/53

LA

Lr.no. 36090 A/53-T

19.10.53

LAD (F)

(Previous notes of this dept. on p4 ante.)

The further notes of Fin & PWD above noted and the draft order below may be perused and the file returned to PWD.

21/10/53

23/10/53

22/10/53

Secy

PW

PW (A3)

Draft order below may please be issued.

93162

Lr.no. 49931/53

26/10/53

27/10/53

P.W.D.(A)

Please see the notes of L.A. at p.5. ante.

Submitted that it will be seen from the notes at pp.1-3- ante that the intention of this Dept. is that the Panchayat Board should pay to the Government the actual amount realised by it from the lease of the usufructs of avenue trees on Govt. roads prior to issue of orders in G.O.No.2598 P.W. d/19-7-48 and an amount calculated on the average rental for preceding 5 years for the subsequent period or the actual amount realised whichever is less. ~~But the Pt.Bd. should pay the actual amount~~ The Pt.Bd. should therefore pay the actual amount realised by it for the years 1946-47 and in 1947-48 and for the subsequent three years an amount calculated on the average rental for the proceding five years. But by oversight it is stated at 'M' on p.3 ante that the Pt.Bd. should pay the actual amount realised by it for the year 1946-47 and for the years 1947-48 to 1951-52 an amount calcuaated on the average rental for the preceding five years. The mistake pointed out above may now be rectified as indicated in pencil in the draft order put up below.

L.A. may perhaps see the case again before issue.

Copy at (R)

J.R 11.11.53

59[illegible]

ASSISTANT SECRETARY TO GOVT. 10 NOV 1953 LOCAL ADMINISTRATION DEPT.

P.W.D.no.M.36090 A/53-11

9.11.53

Kuw 30.10.53

3/11/53

7.11.53

9/11

L.A.

HELAD (L5)

(Previous notes of this depr. on p5 ante)

The notes of PWD. on p6 ante and the typed draft (as revised) below may be perused and the file returned to PWD.

24.11.53

HELAD 5974/L5/53-I

24.11.53

23.11.53

23.11.53

PW

P.W.D (A-3)

The draft order below may now issue.

25/11/53

25-11-53

SECRETARY TO
10086
24 NOV 1953
PUBLIC WORKS DEPT.